

United States District Court
STATE AND DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA

V.

PETER BRUCE MATHEWS

CRIMINAL COMPLAINT

Case Number:

10-mj-319 JSK

I, the undersigned complainant being duly sworn state the following is true and correct to the best of my knowledge and belief. On or about April 18, 2007, in Rice County, in the State and District of Minnesota, defendant(s) knowingly, willfully, and intentionally made a false statement in application for passport with the intent to induce or secure the issuance of a passport under the authority of the United States, either for his own use or the use of another, contrary to the laws regulating the issuance of passports or the rules prescribed pursuant to such laws, to wit: submission of a passport application in the name of R.G.H.

in violation of Title 18, United States Code, Section(s) 1542, 1028A.

I further state that I am a(n) Special Agent and that this complaint is based on the following facts:
SEE ATTACHED AFFIDAVIT

Continued on the attached sheet and made a part hereof: ☒ Yes ☐ No

Sworn to before me, and subscribed in my presence,

8/10/10 4:25 pm at

The Honorable Jeffrey J. Keyes
UNITED STATES MAGISTRATE JUDGE

Name & Title of Judicial Officer

Signature of Complainant

Scott M. Guillatt

U.S. Department of State, Diplomatic Security Service

St. Paul, MN

City and State

Signature of Judicial Officer

SCANNED

AUG 12 2010

U.S. DISTRICT COURT MPLS

STATE OF MINNESOTA)
)
COUNTY OF RAMSEY) SS:

**AFFIDAVIT IN SUPPORT OF APPLICATION FOR ARREST WARRANT FOR
PETER BRUCE MATHEWS; aka ROBERT GRANT HENDERSON and PETER
HAMMER**

I, Scott M. Guillatt, being duly sworn under oath, depose and state as follows:

Affiant Background

1. I am a Special Agent (SA) with the United States Department of State, Diplomatic Security Service (DSS) assigned to the Minneapolis Resident Office. DSS Special Agents are empowered under 22 U.S.C. §2709 to investigate passport fraud, as well as apply for and serve federal arrest and search warrants.

2. I have a Bachelor's degree and a Juris Doctor degree from Creighton University in Omaha, NE and am a graduate of the Federal Law Enforcement Training Center's Criminal Investigator Training Program. I have been employed by DSS since September 2001, and continue to receive training in the laws, rules, and regulations concerning passports and other forms of official identification. I am also a member of the Department of Homeland Security, Immigration and Customs Enforcement, Document Benefit Fraud Task Force (DBFTF).

3. The information contained in this affidavit is based upon my personal knowledge, observations, information provided by other law enforcement personnel, and criminal history records. This affidavit is submitted for the limited purpose of establishing probable cause in support of issuing an arrest warrant for PETER BRUCE MATHEWS, aka ROBERT GRANT HENDERSON and PETER HAMMER (hereafter SUBJECT). The basis for my belief is set forth below.

Passports in General

4. The Passport Act of 1926, as amended, was in full force and effect throughout the period of this investigation. This Act, codified in 22 U.S.C. §211(a), authorizes the United States Secretary of State to grant and issue United States passports under rules prescribed by the President and/or other federal laws. One of these rules is that a person seeking a United States passport must complete and submit an application to the State Department and must submit proof of United States Citizenship (typically a birth certificate), and proof of identity (such as a driver's license) with their application. Another rule allows officers at certain United States Post Offices to accept passport applications and forward them to the State Department for processing.

Case Facts and Evidence

5. On or about July 3, 1997, an individual identifying HIMSELF as Robert Grant Henderson entered the Uptown Station of the United States Post Office in St. Paul, within the State and District of Minnesota and submitted an Application for a United States Passport (DSP-11 or DS-11). As proof of identity, SUBJECT presented Minnesota driver's license H-536-745-288-549 and as proof of citizenship, a Minnesota birth certificate. Both of these submitted documents were in the name of Robert Grant Henderson, born July 11, 1968. United States passport 074568190 was issued on July 28, 1997 in the name Robert Grant Henderson. On April 18, 2007, SUBJECT again identifying himself as Robert Grant Henderson executed an application to renew that U.S. passport at the Rice County Recorder, Faribault, Minnesota, and was issued replacement passport 425169963.

6. On March 24, 2009, SUBJECT identifying himself as Peter Hammer, born December 21, 1964 executed an application for passport at the Rice County Recorder, Faribault, Minnesota. SUBJECT presented expired Minnesota driver's license H-560-680-020-968 and a Minnesota birth certificate. Both of these submitted documents were in the name of Peter Hammer, born December 21, 1964.

7. On or about October 23, 2008, DSS SA Scott Guilliatt was contacted by Social Security Administration Office of Inspector General (SSA-OIG) SA John Dillon regarding an individual who applied for a new social security card on June 18, 2008 in the name of Robert Grant Henderson. SA Dillon advised me that the Social Security Administrations database records indicated that Robert Grant Henderson, born November 7, 1968 with a social security number of 477-02-7044, had died on August 3, 1993. SA Dillon advised that the individual who applied for the social security card used United States passport 425169963 as evidence on the application. The mailing address on the application was 304 Water Street North, Northfield, Minnesota 55057-1444.

8. On or about November 26, 2008, using the Passport Information Electronic Records System (PIERS), I retrieved copies of passport application 074568190 in the name of Robert Grant Henderson, born July 11, 1968; passport application 0787946663 in the name of Robert Grant Henderson, born July 11, 1968; passport application B2277693 in the name of Peter Bruce Mathews, born July 17, 1958; and passport application 070636497 in the name of Peter Bruce Mathews, born July 17, 1958. In reviewing the applications, it appears that the photo on all four of the applications is the same person. It also appears that the signature on all four applications was signed by the same person. Further, two of the applications indicated a permanent address of 304 Water Street North, Northfield, Minnesota.

9. I reviewed both passport applications in the name of Robert Grant Henderson and found that a birth certificate in the name of Robert Grant Henderson issued on August 9, 1993 was submitted as proof of citizenship. According to official records, Robert Grant Henderson died on

August 3, 1993 six days prior to the issuance of the birth certificate used as proof of citizenship for both passport applications.

10. On or about December 3, 2008, I conducted law enforcement and commercial database checks on the SUBJECT and found that the following names were associated with 304 Water Street N, Northfield, Minnesota: Peter Bruce Mathews, Robert Grant Henderson, and Peter Hammer. Further passport applications reveals that Peter Hammer is listed on the most recent Robert Grant Henderson passport application as "Emergency Contact" with the same address as the SUBJECT.

11. I searched the Rice County Assessor website and found that the property owner listed for 304 Water Street N, Northfield, Minnesota was listed as Peter Hammer.

12. I searched Minnesota Department of Public Safety, Driver and Vehicle Services (DVS) database and found Minnesota driver license, numbers X534264998712 and H536745288549 in the name of Robert Grant Henderson, born July 11, 1968. The photo on all associated records is of the same person in the passport application photos. Further, SUBJECT used Minnesota driver license, number H536745288549 as an identification document for passport application 078794663.

13. On or about December 12, 2008, I received a certified copy from the records of the Minnesota Department of Public Safety, Driver and Vehicle Services (DVS) showing Peter Hammer's photo and signature used in his Minnesota driver's license application. I compared the photograph associated with the DVS records and the photos associated with the passport applications referenced in Paragraph 8. All photographs depict the same person. DVS records also show that Minnesota driver's license H560680020968 has been cancelled because the birth certificate in the name of Peter Hammer was found to be counterfeit by the Minnesota Department of Health.

14. On or about May 19, 2009, SA Aaron Tambrini and I interviewed Robert Henderson Sr., born on October 15, 1948, father of the deceased Robert Grant Henderson. Henderson Sr. stated that his son died while riding his bicycle to work in Northfield, Minnesota in August 1993 and he was buried at the Stanton Cemetery in Rice County, Minnesota. Henderson Sr. was shown a photo of the SUBJECT and Henderson Sr. stated that this was not his son and he did not recognize the SUBJECT. Henderson Sr. produced his son's high school graduation photo and it did not resemble the SUBJECT.

15. SA Tambrini and I visited the Stanton Cemetery and witnessed a grave stone with the following information; Robert G. Henderson, 1968-1993. The grave stone is located at the northwest corner of the Stanton Cemetery.

16. On or about May 19, 2009, I obtained a certified copy of a State of Minnesota, County of Rice certificate of death for Robert Grant Henderson, born July 7, 1968, which shows Henderson

died on August 3, 1993.

17. On or about May 19, 2009, SA Tambrini and I drove by the SUBJECT's residence at 304 Water Street N, Northfield, Minnesota and witnessed SUBJECT sitting on the front porch of the property.

18. On or about August 25, 2009, I received information from the Seattle Passport Agency that the SUBJECT submitted a passport application on March 3, 2009 in the name of Peter Hammer, born on December 21, 1964 at the Rice County Recorder, Faribault, Minnesota. I reviewed a copy of the photo associated with the passport application and it depicted the SUBJECT. Robert Henderson is listed as "Emergency Contact" on the application, with the same address. The Seattle Passport Agency confirmed with the Minnesota Department of Health that the birth certificate for Peter Hammer submitted with the passport application was not valid.

19. On or about April 4, 2010, SSA-OIG SA John Dillon confirmed with the U.S. Postal Inspectors office that SUBJECT was still receiving mail at 304 Water Street N, Northfield, Minnesota under the names of Robert Grant Henderson and Peter Hammer.

20. On or about June 17, 2010, ICE SA Jesse Tabolich and I drove by the SUBJECT's residence at 304 Water Street N and witnessed SUBJECT in his yard doing yard work.

Conclusion

21. I believe based on a review of the above described facts and my training and experience that Peter Bruce Mathews obtained a Minnesota birth certificate and social security card in the name of Robert Grant Henderson, which he used to obtain an authentic, but fraudulently obtained, Minnesota driver's license in the name of Robert Grant Henderson. I believe he then used these fraudulently obtained identity documents to apply for a United States Passport in the name of Robert Grant Henderson, in violation of Title 18 U.S. Code §1542 (Willfully and knowingly making false statements in an application for a passport), Title 18 U.S. Code §1028A (Aggravated identity theft), 18 U.S. Code § 1001 (false statements) and Title 42 U.S. Code § 408 (a)(6), (false statement on a social security card application).

22. Further, I believe based on a review of the above described facts and my training and experience that Peter Bruce Mathews obtained or fabricated a Minnesota birth certificate in the name of Peter Hammer, which he used to obtain a Minnesota driver's license in the name of Peter Hammer. I believe he then used these fraudulently obtained identity documents to apply for a United States Passport in the name of Peter Hammer, in violation of Title 18 U.S. Code §1542 (Willfully and knowingly making false statements in an application for a passport), Title 18 U.S. Code §1028 (Identity theft) and 18 U.S. Code § 1001 (false statements).

23. Based on the above facts and conclusions, I respectfully request an arrest warrant for Peter Bruce Mathews.



Scott M. Guillatt
Special Agent
Diplomatic Security Service

SUBSCRIBED and SWORN TO before
me on August 10, 2010.



JEFFREY J. KEYES
United States District Court Judge
District of Minnesota